

**FILED**

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TEXAS  
DEL RIO DIVISION**

**FEB 7 2024**

CLERK, U.S. DISTRICT COURT  
WESTERN DISTRICT OF TEXAS  
BY                     

DEPUTY CLERK

**THE STATE OF TEXAS,  
Plaintiff,**

**v.**

**U.S. DEPARTMENT OF HOMELAND  
SECURITY, ALEJANDRO  
MAYORKAS, in his official capacity as  
Secretary of the U.S. Department of  
Homeland Security, U.S. CUSTOMS &  
BORDER PROTECTION, U.S.  
BORDER PATROL, TROY A.  
MILLER, in his official capacity as  
Acting Commissioner for U.S. Customs  
& Border Protection, JASON OWENS,  
in his official capacity as Chief of U.S.  
Border Patrol, and JUAN BERNAL, in  
his official capacity as Acting Chief  
Patrol Agent, Del Rio Sector U.S. Border  
Patrol,**

**Defendants.**

**Civil Action No. DR-23-CV-00055-AM**

**ORDER**

It is **ORDERED** that the parties provide to the Court any and all documents involving communications, including but not limited to reports and emails, regarding or referencing the Plaintiff's border wire barriers or Plaintiff's other barriers, including but not limited to concertina wire barriers, as well as any and all documents which regard or reference impediments to Federal agents' performance as a result of the barriers;

It is **FURTHER ORDERED** that the time period for the foregoing document production range from and including November 9, 2023, to the present;

It is **FURTHER ORDERED** that the parties provide this document production under seal, *ex parte*, and without any redaction so that the Court reviews these documents *in camera*;

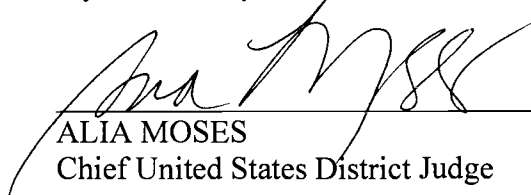
It is **FURTHER ORDERED** that, as an emphasis, the Court will not exchange this document production among the parties unless the parties e-file a document expressing affirmative consent to same;

It is **FURTHER ORDERED** that where a privilege is asserted, the parties identify that privilege;

It is **FURTHER ORDERED** that the parties' production of these documents waives no privilege; and

It is **FURTHER ORDERED** that the parties produce these documents by February 21, 2024, through a virtual link that the Court will send to the parties, and that the parties have a duty to supplement these documents through that virtual link.

SIGNED and ENTERED on this 7th day of February, 2024.

  
ALIA MOSES  
Chief United States District Judge